



CITY OF DURHAM | NORTH CAROLINA

Date: December 29, 2010

To: Thomas J. Bonfield, City Manager
From: Karmisha R. Wallace, Assistant to the City Manager
Subject: 2011-2012 Legislative Program

Executive Summary

In an effort to ensure that key issues impacting the city of Durham remain at the forefront of the N.C. General Assembly; the City Administration, in collaboration with the Durham City Council, develops an Annual Legislative Program. The Legislative Program generally includes resolutions as well as proposed statewide and local legislation. On December 21, 2010, the City Council Legislative Committee approved the Annual Legislative Program which is now being presented to the full Council for consideration.

Recommendation

Staff recommends that the City Council approves the 2011 Legislative Program.

Background

Each year, the City Administration reviews various legislative issues that could impact the citizens and/or businesses of Durham. These issues are vetted amongst relevant City departments and stakeholders and are presented to the City Manager for further review and consideration. On Tuesday, December 21, 2010; City staff presented legislative proposals to City Council's Legislative Committee and the following local bills and resolutions were approved unanimously by the Committee:

LOCAL BILLS

1. Requesting Authority to Develop a Small Business Enterprise Program (Att. 1)
2. Requesting Authority to Develop a Durham Local Preference Program {"Enhanced Procurement Program"} (Att. 2)

Both program proposals were presented by the City's Office of Equal Opportunity and Equity Assurance, and program overviews have been attached for your review.

RESOLUTIONS

1. Resolution to Support the Legislative Agenda of the N.C. League of Municipalities {NCLM} (Att. 3)
2. Resolution to Support the 2011 Metro Mayors Legislative Agenda (Att. 3)

The Metro Mayors Agenda is attached along with the "Proposed 2011-2012 NCLM Advocacy Goals." The NCLM will finalize their Legislative Agenda during their Advocacy Goals Conference in Raleigh on Thursday, January 20, 2011.

During the December 21st Legislative Committee meeting, the following two items were added to the proposed Legislative Agenda:

GENERAL LAW

1. Increase the Beer and Wine License Fee (Att. 4)

This item was researched by City staff in 2008 and the relevant back-up materials have been attached for review.

RESOLUTION

1. Resolution to Support the Research Triangle Region Joint MPO Transportation Funding Legislative Agenda (Att. 5)

The Agenda is attached for review.

The N.C. General Assembly is scheduled to convene on Tuesday, January 26, 2011 and staff will coordinate a meeting of the City Council and Durham delegation, during which the City's 2011 Legislative Program will be presented.

Issues/Analysis

The proposed "Enhanced Procurement Program" is modeled after Governor Beverly Perdue's Executive Order 50, which has been described as a "local preference program" for North Carolina-based businesses. The proposed program allows businesses with corporate offices in Durham (City or County) an opportunity to match the lowest bid. Businesses not headquartered in Durham may object to the City's implementation of such program. In addition, retailers of beer and wine will likely oppose any increase in fees.

Alternatives

City Council can disapprove the proposed Legislative Program or modify the Program to incorporate other or additional items of concern.

Financial Impact

There are no ongoing costs associated with the approval of the Legislative Program.

SDBE Summary

There are no SDBE requirements for the Legislative Program.